

Present in the meeting were :

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|------|----------------------|---|---------------------|
| (1) | Smt.Poornima Advani | : | Chairperson |
| (2) | Kum.Anusuiya Uike | : | Member |
| (3) | Smt.Nafisa Hussain | : | Member |
| (4) | Smt.Baby Rani Maurya | : | Member |
| (5) | Smt.Sudha Malaiya | : | Member |
| (6) | Smt.Nita Kapoor | : | Joint Secretary |
| (7) | Shri S.K.Garg | : | Under Secretary |
| (8) | Smt.Romi Sharma | : | US-cum-PRO |
| (9) | Shri H.Kumar | : | Sr.Research Officer |
| (10) | Shri S.M.Imran Ali | : | Law Officer |
| (11) | Shri T.N.Sabharwal | : | Consultant |

At the outset, CP welcomed the Members to the Commission Meeting. The meeting was initially scheduled for 09.30 AM but rescheduled to 02.00 PM because of the likely inconvenience to be faced by Members/officers in view of full-dress rehearsal of Republic Day Parade.

Notes for the Agenda Items, was circulated on 9th January, 2003, but only one item was received upto 14th January, 2003. Therefore, CP stressed the point that all Members/officers should ensure that agenda item should reach administration 10 days before the Commission Meeting so that agenda items could be submitted to CP for approval. Henceforth, the date of the next meeting will be intimated 20 days in advance. The circular would mention the last date for receiving the agenda items which would be strictly adhered to.

Agenda Item No.1

Leave of absence

Chapman.

Agenda Item No.2

Confirmation of minutes of the preceding meetings :

Minutes of the special meeting of the Commission held on 19th December, 2002 and 20th November, 2002 were adopted.

While adopting the minutes of the Commission meeting held on 27th December, 2002, the Under Secretary pointed out that the minutes recorded against agenda item No.10 has not been recorded correctly and requires amendment. The decision against item No.10 was that the views of the Commission may be communicated to Department of Women and Child Development as proposed in the agenda item. Relevant extracts of the Law alongwith the judgement for the case of Pratibha Rani may be circulated to the Members for their information.

This amendment was approved by the Commission and minutes were adopted with this correction. Minutes stands modified to this extent.

In the minutes of the Commission meeting held on 27th December, 2002, Member (Sudha Malaiya) stated that in the agenda item No.26(I) "Women in Industry", the proceeding has not been recorded correctly. Chairperson asked the Member to forward the addendum. Member(Sudha Malaiya) handed over the addendum in the meeting itself. The addendum, as handed over by M(S.M), is annexed to the minutes. No further discussion took place on the points in the addendum.

In the minutes of the special meeting of the Commission held on 10th January, 03, CP clarified that the meeting held on 10th January, 03, was a special meeting to consider the items/ reports of the Member(Santha Reddy). As per adopted procedure, Special meeting is held for special agenda. Two points were clarified.

- (1) CP delegated her power to Member (Anusuiya Uike) for the specific purpose, i.e chairing the special meeting of the Commission to discuss only those items approved in the agenda of the special meeting and,

Member(Baby Rani Maurya), Member(Anusuiya Uike) and CP were of the opinion that whatever was discussed beyond the agenda of the special meeting held on 10th January, 2003, should not form the part of the minutes of the special meeting. Member (Santha Reddy) and Member(Sudha Malaiya) dissented to this view.

Agenda Item No.3

Presentation by Chairperson and Members

The presentation by CP and Members was postponed as they had already submitted their reports.

Agenda Item No.4

Meeting of Chairperson of the State Government Commission for Women

In the subject of the agenda, the word 'government' was a typographic mistake and hence may be deleted.

It was decided that NCW should hold meeting with the State Commission for Women and discuss state subjects with the representatives of the State Commissions. Status report on the complaints referred to State Commissions by NCW may be called for by the Complaint Cell. The proposal was approved.

Agenda Item No.5

National Consultation on Rape.

Approved.

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Item No.6

presentation of Shri Sandeep Sinha, D-66, Narayan Vihar, New Delhi, regarding inclusion of mother's name in child's full name.

It was decided that Commission should recommend inclusion of the name of the mother in the first name of the child.

Item No.7

Special Meeting of the Commission held on 10th January, 2003, on the occasion of reports/points for reflection/need to reconsider decisions of Commission of National Interest.

It was decided that the reports before being brought to the Commission will be first looked into by the Member concerned before referring to the concerned Cell like Legal Cell and Research & Studies Cell for scanning. The report should be circulated to the Members/officers and sufficient time provided for reading. The reports must be read before the Commission. Member (Sudha Malaiya), Member (Baby Rani Maurya) and Member (Anusuiya Uike) stated that they did not read the reports adopted at Item No.10 of special meeting of the Commission held on 10th January, 2003. The Commission accepts the mistakes that these reports should be edited first, scanned in content and language and then brought before the Commission – the apex body. However, this case of M(KSR) will be treated as a precedent.

Item No.8

Role of Monitoring Cell/how to strengthen the work of the Commission in terms of performance of functions under Section 10 of the NCW Act.

It was decided that there would be bi-monthly review of the data of the work of the Members/CP especially about the visits to Jails/Nariman Ketans/Mental Asylums/Mental Hospital etc., at the Commission's meeting. The Monitoring Cell should report to the Commission, critically, on how far the functions of S.10 of the Act have been fulfilled. Reports of the Commission must be monitored by the Monitoring Cell.

Visions, strategies and programatic agenda 2003/2004 was approved and adopted.

Agenda Item No.9

Report of the Workshop on Crime Against Women held at Chennai on 18.09.2002 organised by Tamil Nadu State Commission for Women Chennai – Approval/adoption of the Report.

Kept in abeyance. However, report was noted.

Agenda Item No.10

Payment of TA/DA for the Women Mayors Conference to be held 21st March, 2003.

It was decided that AC-II Tier fare will be paid to the Women Mayors who will participate in the Conference of the Women Mayors to be held 21st March, 2003, in case the same is not borne by their representative Municipal Corporations/Committees.

Agenda Item No.11

Procedure for forwarding agenda items for the Commission's meeting

Member(Baby Rani Maurya), Member (Anusuiya Uike) and CP were of the opinion that CP should have casting vote (second vote) in the event of a 'tie' in a meeting of the Commission. It was also decided that agenda items for the Commission meeting will continue to be approved by the CP. The relevant clauses of the procedure of the Commission kept in abeyance at the meeting of 8th Nov. accordingly stand adopted. Member(Sudha Mala) and Member(Santha Reddy) dissented.

Agenda Item No.12

h. n. k. a. e. v.

No action.

Agenda Item No.13

Draft on Family Court Rules.

Postponed.

Agenda Item No.14

Letter received from Shri Sankar Sen, Institute of Social Science regarding measures to be taken to prevent rising incidence of rape and sexual molestation.

Approved. Study may be done only after consultative meeting on the issue.

Agenda Item No.15

Harassment of Indian Wives by NRI Husbands.

Legal Cell to put up a note on the legal implications of the steps taken by Ministry of External Affairs.

Agenda Item No.16

Letter received from Shri Jai Kishan Agarwal of Delhi regarding capital punishment to the rapist.

CP informed the Commission that the Commission in its earlier recommendations to the Government has recommended that punishment for the rapist be enhanced but capital punishment should not be there as it will further decrease the rate of conviction in rape cases.

Agenda Item No.17

Women in Industry.

Member (Sudha Malaiya) presented proposal for the project "Women in Industry". The Commission noted that Project of 'Women in Industry' is an important subject and we should proceed with the Project without loosing time. However, before starting the Project 'sectors' be identified and it should be ensured that there should be no duplication of work. Member (K.Santha Reddy) suggested that this is a very large sector and it should be divided into two parts. First of all, we should go in for Small Scale Industry as a large number of women are involved in this sector and then we should go in for heavy industry. Member (Sudha Malaiya) explained that she wants to divide it in three parts – one for Women Entrepreneurs, second for working women in organised sector and the third one for the women in unorganised sector. Finally, it was decided that first Expert Committee may be constituted and then a National Consultative meeting involving Secretaries of the State Industry Departments should be held to decide the parameters of the studies.

Agenda Item No.18

Year of Endeavour 2002

Noted. It will be released on 7th March, 2003.

Meeting ended with Vote Thanks to the Chair.

Note: The minutes of the special meeting of the Commission held on 10th January, 2003 will form the part of the minutes of the meeting of the Commission held on 23rd January, 2003.

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Present in the meeting were:

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|-----|-----------------------|---|-------------------------|
| 1. | Smt. Poornima Advani | : | Chairperson |
| 2. | Smt. K. Santha Reddy | : | Member |
| 3. | Smt. Nafisa Hussain | : | Member |
| 4. | Kum. Anusuiya Uike | : | Member |
| 5. | Smt. Baby Rani Maurya | : | Member |
| 6. | Smt. Sudha Malaiya | : | Member |
| 7. | Smt. Nita Kapoor | : | Joint Secretary |
| 8. | Shri S.K Garg | : | Under Secretary |
| 9. | Smt. Romi Sharma | : | Under Secretary-cum-PRO |
| 10. | Shri Imran Ali | : | Law Officer |
| 11. | Shri T.N.S Sabharwal | : | Consultant |

The Special Meeting of the Commission to discuss/adopt the pending reports of M(K.S Reddy) was scheduled for 10 a.m. A Message was received from Member(K.S.Reddy) that she will join the meeting at 10.30 a.m. Therefore, other items for discussion were taken up. The agenda of M(K.S Reddy) were taken up at 10.45 after her entry at 10.40. Chairperson mentioned that she would be in a position to attend the meeting for 45 minutes. It would then be chaired by M(U.Uike).

At the outset, CP welcomed the Members and emphasised the importance of maintaining time schedule for the Commission's meeting. Before taking up the agenda of the meeting, CP made certain observations. She stated that :

- (1) So far as reports of the Commission are concerned, repetition of recommendations should be avoided.
- (2) The quality of the report to be adopted/printed must be excellent because once the report is adopted it becomes the property of the Commission.
- (3) Before printing the report, we should ensure that the quality of the report in its language and content should be unassailable as this will reflect the standard of the Commission – which is the highest statutory body for women of the country.

She also mentioned that in order to assess the quality of the report, there should be a Publication Committee in the Commission. She further stated that she would like to have meetings with the Members at least 3 days in a week, where all issues relating to atrocities on women appearing in press and other issues where Commission should take immediate action will be discussed. The Librarian will provide the press cuttings in the morning itself, daily, to all concerned so that the incidents appearing in the press could be discussed in the meeting.

(Action -- Librarian)

CP also proposed that we should hold workshop on the issue of obscenity in the press and electronic media, especially in the advertisement, with the help of State Women Commissions. In this regard, she suggested that every effort should be made to conduct these workshops in a minimal amount of Rs.6,000/- -- Rs.8,000/- (as was earlier done for State Consultation on Rape, Law, Dowry Laws etc). Members concerned may coordinate with the Chairperson of the State Commissions for Women as per their geographic allocation for conducting the workshops. Then, NCW can take a lead in the matter of legislation on the subject. Member(A.Uike) and Member(N. Hussain) also supported the idea of holding meetings/workshop in coordination with the State Commissions and it was decided to hold these workshops. M(S.Malaiya) joined the meeting at this stage and was welcomed by idea of the Commission taking up the issue.

Chairperson also asked the Members to finalise the calendar for 2003 and programme for the Foundation Day 2003. It was also suggested that all Members should give the names of the NGOs to the PR Cell so that a directory of the NGOs could be prepared.

(Action : All Members)

US(Admn) suggested that those NGOs who have taken advance payments for holding programmes or conducting studies but actually have not done so, should be blacklisted by the Commission and no work of the Commission should be assigned to them in future and all efforts should be made to recover the amount if they are holding the programmes for which advance payment has been released. Immediate action is required to be taken up by Legal Cell and Research & Study Cell.

(Action: Legal Cell & Research & Study Cell)

At this stage, the Chairperson delegated the authority to M(A.Uike) to chair the rest of the meeting.

Agenda Item No.1

**Report of the public hearing on prevention of child marriage held at Khosla
21.2.2002 – Adoption/approval of the Report**

The Report was approved and adopted.

